

1 79. (New Claim) The method of claim 78, further comprising the step of
2 matching each of the plurality of program modules with a risk level.

1 80. (New Claim) The method of claim 79, wherein the matching step includes
2 the step of adaptively matching each program module based upon the actual performance
3 of the plurality of program modules.--

Remarks

 The above amendments adding claims 49-80 correspond to the subject matter of
the originally-filed claims 1-29 and 33-35, which were canceled without prejudice in the
first Preliminary Amendment filed concurrently with the above-identified patent
5 application.

 The newly-added claims also correspond to the subject matter of the claims
pending in U.S. Serial No. 08/822,993, the parent to the above-identified patent
application. Applicants have recently been notified that the aforementioned parent
application was abandoned by the Patent Office for failure to respond to an Office Action
10 dated July 10, 1998. Applicants never received such Office Action; however, to avoid the
significant expenditure of resources that would likely be required by both the Applicants
and the Office in connection with reviving the parent application, Applicants have instead
simply reintroduced these claims in the instant application. As these claims were present
in the parent application as filed, they are entitled to the benefit of the filing date of the
15 parent application.

 Applicants also wish to make of record the fact that Applicants have not
acquiesced in any rejections made in the parent application. Specifically, as Applicants
never received the Office Action, Applicants were not given an opportunity to respond to
any of the rejections made therein.

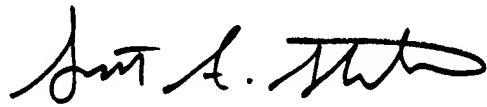
As a final matter, a Supplemental Information Disclosure Statement, making the art cited in the related cases of record, is also enclosed herewith. Also, the title has been amended as noted above.

- 5 Consideration and allowance of all pending claims is earnestly solicited. If the Examiner has any questions regarding the foregoing, please contact the undersigned at (513) 241-2324. Moreover, if any other charges or credits are necessary to complete this communication, please apply them to Deposit Account 23-3000.

Respectfully submitted,

24 MAR 1999

Date



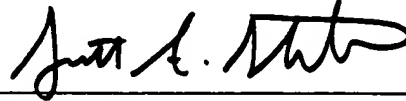
Scott A. Stinebruner
Reg. No. 38,323
WOOD, HERRON & EVANS, L.L.P.
2700 Carew Tower
Cincinnati, Ohio 45202
(513)241-2324

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Scott A. Stinebruner

Reg. No. 38,323

WOOD, HERRON & EVANS, L.L.P.

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